

DATE JUNE 3, 2013

FILED

UNITED STATES DISTRICT COURT
ALBUQUERQUE, NEW MEXICO

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

JUN = 4 2013

UNITED STATES OF AMERICA,
Plaintiff,

MATTHEW J. DYKMAN
CLERK

vs.

NO. 11-CV-623 MV/ACT

\$ 2,279.00 IN UNITED STATES CURRENCY, et al.,

and

DONALD DALE DUNCAN,
CLAIMANT.

POVERTY AFFIDAVIT

COMES NOW CLAIMANT, DONALD DALE DUNCAN, IN HIS OWN APPEARANCE HERE TO REQUEST THIS COURT, AND THE HONORABLE JUDGE ALAN C. TORGERSO, TO ASSIGN COUNSEL TO REPRESENT THE CLAIMANT, DONALD DALE DUNCAN, IN THE AFOREMENTIONED CASE,

AS PROOF OF THE NEED FOR QUALIFIED COUNSEL TO REPRESENT CLAIMANT HERE CLAIMANT STATES THAT HE IS, AND HAS BEEN, CONSTANTLY INCARCERATED SINCE JANUARY 27, 2011 AND HAS NO MEANS OF EARNING FUNDS TO PAY FOR LEGAL ASSISTANCE. CLAIMANT HAS A CURRENT CASH BALANCE OF \$47.99. CLAIMANT FURTHER STATES THAT HE HAS NO LEGAL TRAINING OR KNOWLEDGE AND HAD ADVISED HIS COURT APPOINTED COUNSEL, OF HIS NEED TO CHALLENGE THIS FORFEITURE MOTION, AND NEEDED LEGAL ADVICE BUT THE ATTORNEY, WHO WAS APPOINTED AS COUNSEL BY THE PUBLIC DEFENDERS OFFICE, CONCERNING CLAIMANTS CRIMINAL CASE, REFUSED TO REPRESENT CLAIMANT IN THIS CASE.

HAVING NO LEGAL EXPERIENCE OR KNOWLEDGE OF THE LAW, OR PROCEDURES, AND NOT HAVING ANY ABILITY TO CHALLENGE THIS CASE OR ENSURE MY PRESENCE IN COURT TO DEFEND THIS CASE IS EVIDENCE OF NEEDING COUNSEL PROVIDED BY AND THROUGH THIS COURT,

CLAIMANT FURTHER STATES THAT THIS CASE WILL SURELY BE PREJUDICED AGAINST CLAIMANT IF COUNSEL IS NOT PROVIDED FOR CLAIMANT, AND FURTHER ORDERS OR SUMMONS BY THE COURT ARE ISSUED THAT MAY REQUIRE CLAIMANTS PRESENCE IN COURT.

RESPECTFULLY SUBMITTED,

DONALD DALE DUOCAN,
Donald Dale Duocan

MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS

I, DONALD DALE DUNCAN do hereby request leave to proceed in forma pauperis and state under oath that I am unable to pay the costs for commencement of this FORFEITURE action, or to give security therefor, and that I believe I am entitled to redress.

I further state the following:

I am not employed (☒)
or

I am employed by: _____

and my salary is \$ 0 per _____.

I have no other sources of income except the following (include public assistance, social security disability, or any other income not included above employment and state the amount):

I have \$ 54.00 IN CASH.

I have the following funds in the bank:

<u>NAME OF THE BANK</u>	<u>TYPE OF ACCOUNT</u>	<u>AMOUNT</u>
<u>N/A</u>		\$ <u>0</u>
		\$
		\$

I own the following valuable property (include real estate, stocks, bonds, notes, automobiles, and other valuable property, but exclude ordinary household furnishings and clothing):

<u>NAME OF THE PROPERTY</u>	<u>VALUE</u>
<u>N/A</u>	\$ <u>0</u>
	\$
	\$

I have the following debts:

<u>NONE</u>

--

I have the following dependents:

<u>NAME</u>	<u>RELATIONSHIP</u>	<u>AGE</u>
NONE		

DONALD DALE DUNCAN
Plaintiff Donald Dale Duncan

I declare under penalty of perjury that
the foregoing is true and correct.

Signed this 3RD day of JUNE, 20 13.

Donald Dale Duncan
Plaintiff's Signature

ORDER

AND NOW, this _____ day of _____, 20____,

Motion granted.

UNITED STATES DISTRICT JUDGE

DONALD DAKE DUNNARD 310042 6C-204
FORWARD County DETROIT CENTER
P.O. Box 837
ESTANCIJA, NEW MEXICO 87016

✓ REGULAR MAIL

LEGAL MAIL

Correspondence

RECEIVED
At Albuquerque NM

JUN 04 2013

UNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO
OFFICE OF THE CLERK
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ALBUQUERQUE, NEW MEXICO 87102

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